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BEFORE THE ARIZONA CORPORATION COMMISSION

WILLIAM A. MUNDELL
Chairman

JIM IRVIN
Commissioner

MARC SPITZER
Commissioner

IN THE MATTER OF QWEST
CORPORATION'S COMPLIANCE WITH
§ 271 OF THE
TELECOMMUNICATIONS ACT OF
1996.

Arizona Corporation Commission

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**QWEST'S RESPONSE TO AT&T'S OCTOBER 11, 2002
SUPPLEMENTAL COMMENTS AS IT RELATES TO LOOP
QUALIFICATION INFORMATION**

In "AT&T's Comments on Supplemental Staff Report and Recommendation" dated October 11, 2002, AT&T argues that Qwest has withheld access to certain loop qualification databases from some CLECs, but made access available to one CLEC in Minnesota per an unfiled agreement. *AT&T Comments at p. 6.* AT&T claims to have learned of this particular issue in the 271 proceedings in the state of Minnesota. *Id.* AT&T's allegations are factually inaccurate.

To ensure Qwest understood the basis of AT&T's allegation, it propounded data requests upon AT&T. In responses to those data requests, AT&T claimed that a Minnesota settlement agreement with Desktop Media in July 2001 prompted Qwest to

offer "certain CLECs" access to the OSP-FM and CIMAGE databases. *AT&T Responses to Data Requests 7-1 through 7-4*. AT&T misreads the settlement agreement with Desktop Media. Page 2 of that agreement states:

In full and final settlement of Desktop's allegations regarding "Qwest's Refusal to Provide Access to Network Information" (paragraph 7 through 10 of the Complaint), the parties agree to the following terms:

Qwest is developing and will make available a "web process" by which Desktop, **and other CLECs**, can access posted information regarding Qwest's facilities, including dark fiber. Qwest will make the 1st phase of the web process available not later than May 1, 2001.


Qwest immediately implemented process changes to make these databases available to all CLECs in the state of Minnesota. Since that time and well before the allegations in this case, Qwest made those databases available to CLECs throughout Qwest's 14-state region. The Exhibits in the Minnesota 271 case make that plain. Two separate exhibits were introduced from Qwest's Product Catalog (PCAT): (1) "Qwest's Outside Plant Viewing Guidelines - Minnesota Only" (AT&T Exhibit 24); and, (2) "Qwest's Outside Plant Viewing Guidelines" (AT&T Exhibit 26). The second exhibit concerned all CLECs in the remaining 13 states. Access to these systems was made available to CLECs in Qwest's remaining 13-states no later than August 24, 2001, when the process was first described in Qwest's PCAT. Thus, contrary to AT&T's assertions, the evidence shows that Qwest has and continues to offer CLECs with access to all loop qualification information as required by the FCC's *UNE Remand Order*.¹

Qwest requests that AT&T investigate the facts more fully before making unfounded allegations such as those advanced in its Supplemental Comments.

¹ *UNE Remand Order* at ¶¶425-431.

RESPECTFULLY SUBMITTED this 22nd day of November, 2002.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Timothy Berg", is written over a horizontal line.

Timothy Berg
Theresa Dwyer
FENNEMORE CRAIG
3003 North Central Ave., Suite 2600
Phoenix, Arizona 85012-2913

Mark Brown
QWEST CORPORATION
3033 North 3rd Street, 10th Floor
Phoenix, AZ 85012

Charles W. Steese (012901)
STEESE & ASSOCIATES, P.C.
6400 South Fiddlers Green Circle, Suite 1710
Denver, Colorado 80111

Attorneys for Qwest Corporation

ORIGINAL and 13 copies of the
foregoing hand-delivered for
filing this 22nd day of November 2002 to:

Docket Control
ARIZONA CORPORATION COMMISSION
1200 West Washington
Phoenix, Arizona 85007

COPY of the foregoing hand-delivered
this 22nd day of November, 2002 to:

Maureen A. Scott
Legal Division
ARIZONA CORPORATION COMMISSION
1200 W. Washington St.
Phoenix, AZ 85007

Ernest G. Johnson, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 W. Washington St.
Phoenix, AZ 85007

Lyn Farmer, Chief Administrative Law Judge
Jane Rodda, Administrative Law Judge
Hearing Division
ARIZONA CORPORATION COMMISSION
1200 W. Washington
Phoenix, AZ 85007

Caroline Butler
Legal Division
ARIZONA CORPORATION COMMISSION
1200 W. Washington St.
Phoenix, AZ 85007

COPY of the foregoing mailed
this 22nd day of November, 2002 to:

Eric S. Heath
SPRINT COMMUNICATIONS CO.
100 Spear Street, Suite 930
San Francisco, CA 94105

Thomas Campbell
LEWIS & ROCA
40 N. Central Avenue
Phoenix, AZ 85004

Joan S. Burke
OSBORN MALEDON, P.A.
2929 N. Central Ave., 21st Floor
PO Box 36379
Phoenix, AZ 85067-6379

Thomas F. Dixon
WORLD COM, INC.
707 N. 17th Street #3900
Denver, CO 80202

Scott S. Wakefield
RUCO
1110 West Washington, Suite 220
Phoenix, AZ 85007

Michael M. Grant
Todd C. Wiley
GALLAGHER & KENNEDY
2575 E. Camelback Road
Phoenix, AZ 85016-9225

Michael Patten
ROSHKA, HEYMAN & DEWULF
400 E. Van Buren, Ste. 900
Phoenix, AZ 85004-3906

Bradley S. Carroll
COX COMMUNICATIONS
20402 North 29th Avenue
Phoenix, AZ 85027-3148

Daniel Waggoner
DAVIS, WRIGHT & TREMAINE
2600 Century Square
1501 Fourth Avenue
Seattle, WA 98101

Traci Grundon
DAVIS, WRIGHT & TREMAINE
1300 S.W. Fifth Avenue
Portland, OR 97201

Richard S. Wolters
Maria Arias-Chapleau
AT&T Law Department
1875 Lawrence Street, #1575
Denver, CO 80202

Gregory Hoffman
AT&T
795 Folsom Street, Room 2159
San Francisco, CA 94107-1243

David Kaufman
E.SPIRE COMMUNICATIONS, INC.
343 W. Manhattan Street
Santa Fe, NM 87501

Diane Bacon, Legislative Director
COMMUNICATIONS WORKERS OF AMERICA
5818 N. 7th St., Ste. 206
Phoenix, AZ 85014-5811

Philip A. Doherty
545 S. Prospect Street, Ste. 22
Burlington, VT 05401

W. Hagood Bellinger
5312 Trowbridge Drive
Dunwoody, GA 30338

Joyce Hundley
U.S. DEPARTMENT OF JUSTICE
Antitrust Division
1401 H Street N.W. #8000
Washington, DC 20530

Andrew O. Isar
TELECOMMUNICATIONS RESELLERS ASSOC.
4312 92nd Avenue, NW
Gig Harbor, WA 98335

Raymond S. Heyman
ROSHKA, HEYMAN & DEWULF
400 N. Van Buren, Ste. 800
Phoenix, AZ 85004-3906

Thomas L. Mumaw
SNELL & WILMER
One Arizona Center
Phoenix, AZ 85004-0001

Charles Kallenbach
AMERICAN COMMUNICATIONS SVCS, INC.
131 National Business Parkway
Annapolis Junction, MD 20701

Mike Allentoff
GLOBAL CROSSING SERVICES, INC.
1080 Pittsford Victor Road
Pittsford, NY 14534

Andrea Harris, Senior Manager
ALLEGIANCE TELECOM INC OF ARIZONA
2101 Webster, Ste. 1580
Oakland, CA 94612

Gary L. Lane, Esq.
6902 East 1st Street, Suite 201
Scottsdale, AZ 85251

Kevin Chapman
SBC TELECOM, INC.
300 Convent Street, Room 13-Q-40
San Antonio, TX 78205

M. Andrew Andrade
TESS COMMUNICATIONS, INC.
5261 S. Quebec Street, Ste. 150
Greenwood Village, CO 80111

Richard Sampson
Z-TEL COMMUNICATIONS, INC.
601 S. Harbour Island, Ste. 220
Tampa, FL 33602

Megan Doberneck
COVAD COMMUNICATIONS COMPANY
7901 Lowry Boulevard
Denver, CO 80230

Richard P. Kolb
Vice President of Regulatory Affairs
ONE POINT COMMUNICATIONS
Two Conway Park
150 Field Drive, Ste. 300
Lake Forest, IL 60045

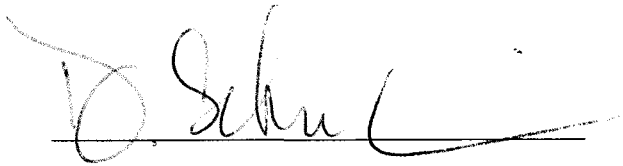
Janet Napolitano, Attorney General
OFFICE OF THE ATTORNEY GENERAL
1275 West Washington
Phoenix, AZ 85007

Steven J. Duffy
RIDGE & ISAACSON, P.C.
3101 North Central Ave., Ste. 1090
Phoenix, AZ 85012

Teresa Tan
WorldCom, Inc.
201 Spear Street, 9th Floor
San Francisco, CA 94105

Karen Clauson
ESCHELON TELECOM
730 Second Avenue South, Ste. 1200
Minneapolis, MN 55402

Curt Huttzell
State Government Affairs
Electric Lightwave, Inc.
4 Triad Center, Suite 200
Salt Lake City, UT 84180

A handwritten signature in dark ink, appearing to read "D. Schuler", is written over a horizontal line.